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ATTORNEY DOCKET NO. RTI 143 /1915-13879US01

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

In the Application of:

Buskirk, et al.

Serial No.: 09/942,537

Filed: August 29, 2001

For: "Soft and Calcified Tissue
Implants"

Group Art Unit: 3738

Examiner: Alvin J. Stewart

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Arlington, VA 22313-1450, on this date:

December 2, 2003

Donald J. Pochopien
Registration No. 32,167
Attorney for Applicants

RESPONSE TO RESTRICTION UNDER 35 U.S.C. §121
AND PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. BOX 1450
Arlington, VA 22313-1450

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Sir:

Responsive to the Official Communication of 09/08/03 in which the Patent Office imposed a restriction under 35 U.S.C. § 121, and for which a response was due 10/08/03, now extended two (2) months to December 8, 2003, the Applicants hereby elect to prosecute the invention of Group II, claims 6-35 and 64-74, drawn to an implant. In addition, the Applicants elect, with traverse, to prosecute the species of Figures 1B-1E.

Please also enter the amendments to the specification and claims as provided herein.